

117TH CONGRESS
1ST SESSION

S. _____

To prevent childhood exposure to chlorpyrifos through certain school meal programs.

IN THE SENATE OF THE UNITED STATES

Mrs. GILLIBRAND (for herself, Mr. BOOKER, Mr. PADILLA, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To prevent childhood exposure to chlorpyrifos through certain school meal programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Safe School Meals for
5 Kids Act of 2021”.

6 **SEC. 2. PREVENTING CHILDHOOD DIETARY EXPOSURE TO**
7 **CHLORPYRIFOS.**

8 (a) IN GENERAL.—Beginning with the 2021-2022
9 school year, the Secretary of Agriculture (referred to in
10 this section as the “Secretary”) shall phase out all food

1 that has been treated with, or has levels in excess of the
2 threshold established by the Secretary under subsection
3 (b)(1) of, chlorpyrifos residue in food—

4 (1) in school meals provided under the Richard
5 B. Russell National School Lunch Act (42 U.S.C.
6 1751 et seq.);

7 (2) in school meals provided under the school
8 breakfast program established by section 4 of the
9 Child Nutrition Act of 1966 (42 U.S.C. 1773); and

10 (3) provided by the Department of Defense
11 Fresh Fruit and Vegetable Program.

12 (b) REQUIREMENTS.—In carrying out subsection (a),
13 the Secretary shall—

14 (1) establish a threshold for chlorpyrifos for the
15 food described in subsection (a) of not more than
16 .001 micrograms of chlorpyrifos per kilogram of
17 food, as the Secretary determines to be necessary;

18 (2) provide guidance, in consultation with State
19 and local educational agencies, to eliminate chlorpyr-
20 ifos from meals provided by schools, which may in-
21 clude guidance or criteria related to food procure-
22 ment or supply contract policies;

23 (3) periodically update the guidance described
24 in paragraph (2); and

1 (4) provide technical assistance to State and
2 local educational agencies to enforce the require-
3 ments of this section.

4 (c) REVIEW BY THE SECRETARY.—Not later than
5 January 1, 2021, and every 2 years thereafter until Janu-
6 ary 1, 2028, the Secretary shall conduct a review to evalu-
7 ate whether, based on reports provided by State and local
8 educational agencies, any of the food described in sub-
9 section (a) exceeds the threshold for chlorpyrifos estab-
10 lished by the Secretary under subsection (b)(1).